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Attorneys For Plaintiff, NORTHEASTERN NEVADA REGIONAL HOSPITAL

**UNITED STATES DISTRICT COURT,
DISTRICT OF NEVADA**

NORTHEASTERN NEVADA REGIONAL HOSPITAL,)	
)	Case No. 3:09-cv-00414-ECR-RAM
)	
Plaintiff,)	
v.)	STIPULATED DISCOVERY PLAN
)	AND SCHEDULING ORDER
QUEENSTAKE RESOURCES USA INC.;)	
QUEENSTAKE RESOURCES USA INC.)	
EMPLOYEE BENEFIT PLAN,)	SPECIAL SCHEDULING REVIEW
)	REQUESTED
Defendants.)	

**1. REPORT OF PRECONFERENCE DISCOVERY AND
MEETING UNDER FED. R. CIV. P. 26(f)**

a. Date Of Rule 26(f) Meeting. The parties held their preconference meeting pursuant to Rule 26(f), Fed. R. Civ. P. on February 23, 2010.

b. Names Of Each Participant And Party Represented. Mark Douglas Herbert, The Law Offices of Mark Douglas Herbert, A Professional Corporation, 2215 Ford Street, Golden, Colorado 80401, appeared on behalf of Plaintiff, Northeastern Nevada Regional Hospital; Gary E. Di Grazia, Goicoechea, Di Grazia, Coyle & Stanton, Ltd., 530 Idaho Street, Elko, Nevada 89801,

1 appeared on behalf of Defendants Queenstake Resources USA, Inc. and Queenstake Resources USA,
2 Inc. Employee Benefit Plan.

3 **c. Date Rule 26(a)(1) Disclosures Will Be Made.** The Parties agree to make pretrial
4 initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) on or before March 25, 2010.

5 **d. Statement Regarding Electronically Stored Information.** Counsel for the parties
6 have discussed whether electronically stored information exists in this case, and have determined that
7 it does. Counsel understand that the electronically stored information of the parties is industry-
8 standard, and that its identification and production will present no issues, including cost. Counsel
9 understand that all electronically stored information is readily convertible to paper format. Counsel
10 have agreed to reduce all electronically stored information to paper format to ensure its preservation
11 and facilitate discovery and, in addition, to advise the parties in writing of their requirement to
12 preserve all electronically stored information throughout the course of this action.

13 **i. Plaintiffs' Electronically Stored Information:** The electronically stored
14 information identified by Northeastern Nevada Regional Hospital consists of account system notes
15 for the claims made the basis of this action, demographic data pertaining to the claims and payment
16 information related to the claims.

17 **ii. Defendants' Electronically Stored Information:** The electronically stored
18 information identified by the Defendants consists of account system notes, claims history and data
19 pertaining to claims payments and denials for the claims made the basis of this action.

20 **2. CASE PLAN AND SCHEDULE**

21 **a. Deadline For Joinder Of Parties And Amendment Of Pleadings:** June 21, 2010.

22 **b. Discovery Cut-off:** Both Defendants Answered the Complaint November 23, 2009.
23 Counsel for Plaintiff and Defendants believe that because of the number of individual claims involved
24 in this action (165), and the possibility that coverage issues might be raised in some or all of the
25 Claims, discovery cannot be completed within the required 180 day period. The Parties therefore
26 request 300 days in which to complete discovery in this action, resulting in a discovery deadline of
27 September 20, 2010.

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MARK DOUGLAS HERBERT, P.C.

s/ Mark Douglas Herbert
Mark Douglas Herbert
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ATTORNEYS FOR PLAINTIFF
NORTHEASTERN NEVADA REGIONAL
HOSPITAL

DATED this 25th day of February, 2010.

GOICOECHEA, DI GRAZIA, COYLE & STANTON, LTD.

s/ Gary E. Di Grazia
Gary E. Di Grazia
Atate Bar No. 198
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Elko, Nevada 89801
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ATTORNEYS FOR DEFENDANTS
QUEENSTAKE RESOURCES USA, INC. and
QUEENSTAKE RESOURCES USA, INC.
EMPLOYEE BENEFIT PLAN

IT IS SO ORDERED:

DATED _____.

BY THE COURT:

United States Magistrate Judge

CERTIFICATE OF SERVICE (CM/ECF)

I hereby certify that on February 25, 2010, I electronically filed the foregoing **STIPULATED DISCOVERY PLAN AND SCHEDULING ORDER** with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following e-mail addresses:

Gary E. Di Grazia
gdclaws@frontiernet.net

Troy E. Peyton
troy@peytonlaw.net

and I hereby certify that I have mailed by United States Postal Service the documents to the following CM/ECF participants:

Gary E. Di Grazia
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Elko, Nevada 89801

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2300 West Sahara Avenue
Suite 500
Las Vegas, Nevada 89102

s/Kristine Fernatt
Kristine Fernatt